

Senate Amendment to  
House File 2394

H-8197

1 Amend House File 2394, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. Page 2, after line 28 by inserting:

4 <Sec. \_\_\_\_\_. NEW SECTION. 514K.2 Health carrier  
5 disclosures — public internet sites.

6 1. A carrier that provides small group health  
7 coverage pursuant to chapter 513B or individual health  
8 coverage pursuant to chapter 513C and that offers  
9 for sale a policy, contract, or plan that covers the  
10 essential health benefits required pursuant to section  
11 1302 of the federal Patient Protection and Affordable  
12 Care Act, Pub. L. No. 111-148, and its implementing  
13 regulations, shall provide to each of its enrollees  
14 at the time of enrollment, and shall make available  
15 to prospective enrollees and enrollees, insurance  
16 producers licensed under chapter 522B, and the general  
17 public, on the carrier's internet site, all of the  
18 following information in a clear and understandable  
19 form for use in comparing policies, contracts, and  
20 plans, and coverage and premiums:

21 a. Any items or services, including prescription  
22 drugs, that have a coinsurance requirement where the  
23 cost-sharing required depends on the cost of the item  
24 or service.

25 b. The specific prescription drugs available on  
26 the carrier's formulary, the specific prescription  
27 drugs covered when furnished by a physician or clinic,  
28 and any clinical prerequisites or prior authorization  
29 requirements for coverage of the drugs.

30 c. How medications will specifically be included  
31 in or excluded from the deductible, including a  
32 description of all out-of-pocket costs that may not  
33 apply to the deductible for a prescription drug.

34 2. A carrier that provides a summary of benefits  
35 and coverage to its enrollees in accordance with 26

1 C.F.R. §54.9815-2715, 29 C.F.R. §2590.715-2715, and 45  
2 C.F.R. §147.200 is deemed to be in compliance with this  
3 section unless the commissioner of insurance determines  
4 that these federal regulations, or the successors to  
5 any of these federal regulations, fail to require the  
6 information required pursuant to this section in a  
7 clear and understandable form.

8 3. The commissioner shall adopt rules pursuant to  
9 chapter 17A to administer this section.>

10 2. Page 10, after line 22 by inserting:

11 <Sec. \_\_\_\_\_. APPLICABILITY. The following provision  
12 of this Act is applicable to health insurance policies,  
13 contracts, or plans that are delivered, issued for  
14 delivery, continued, or renewed on or after January 1,  
15 2017:

16 1. The section of this Act enacting section  
17 514K.2.>

18 3. Title page, line 3, after <penalties> by  
19 inserting <and applicability provisions>

20 4. By renumbering as necessary.